WASHINGTON STATE UNIVERSITY

Office of Student Conduct

April 7, 2010

Mr. David J Brown
Sent Electronically to: davelf@wsu.edu
345 NW Parr Dr
Pullman WA 99163

Dear David,

I am writing to express concern regarding your alleged disruptive and threatening incident reported to our office by the College of Business that occurred on or about April 1, 2010. This letter incorporates by reference the information contained in the Interim Suspension and Trespass Admonition letters signed by Assistant Vice President Huskey dated April 2, 2010.

Allegedly you committed the following acts:

> On or about April 1, 2010 during an in-class discussion in MIS 580 you responded to a question posed from the faculty member to the entire class paraphrased by a witness as follows:
>
> *You just have to realize that a lot of times you can't do something because you are just dumb. You need to look in the mirror and say that the reason you can't do it isn't anything other than you are really dumb. It's like if you kill someone. You can't say, I killed them for some other reason. You have to look in the mirror and say I killed them because I am dumb.*
>
> Students in the class report they were alarmed by your behavior and afraid you may harm them. During your response the faculty member attempted interrupt your comments but you continued to talk over her. The disruption you caused resulted in the cancellation of your accounting class on April 1.
>
> The disruption you caused in MIS 580 is a continuance of disruptive behaviors you were warned to stop in a letter from David Sprott dated March 10, 2010. Also, on March 25, 2010, you previously were warned by me about disruptive/threatening behavior. In addition, there is a pending student conduct complaint against you based on your harassment of a female student.

You are being charged with violating the following Washington State University Standards of Conduct for Students.

WAC 504-26-204 Abuse of self or others.
Physical abuse, threats, intimidation, and/or other conduct which threatens or endangers the health or safety of any person, including one's self.

WAC 504-26-203: Disruption.
Students have the right to freedom of speech, including the right to dissent or protest, but this expression may not interfere with the rights of others or disrupt the university's activities. Prohibited behavior includes: Disruption or obstruction of teaching, research, administration, disciplinary proceedings, other university activities, including its public service functions on or off campus, or of other authorized non-university activities when the conduct occurs on university premises or is directed toward community members by any means including use of telephone, computer, or some other medium.

WAC 504-26-207 Failure to comply with university officials or law enforcement officers.
Failure to comply with directions of university officials and/or law enforcement officers acting in performance of their duties and/or failure to identify oneself to these persons when requested to do so.

WAC 504-26-404(2)(a).

This letter is your official notice for a University Conduct Board hearing on the charges listed above. **The hearing will be held beginning at 5:30 p.m. Thursday, April 8, 2010 in Lighty 360. The hearing will close when the conduct board members are satisfied with their review of pertinent information.**

The University Conduct Board is composed of two faculty members, two students, the Board Chair, and a conduct officer. The Conduct Board will be screened to ensure that they do not have a bias. The university is calling Dr. David Sprott, Evan Huri, and Ashley Fagerlie as witnesses.

The information being reviewed in this hearing consists of the following:

1. A series of e-mails from the college of business dating from August 3, 2009 to March 23, 2010
2. An undated narrative from Cheryl Oliver describing your interactions with various students and faculty
3. Complaint written by Ashley Fagerlie
4. Two Complaints by Evan Huri
5. A letter dated March 10, 2010 from David Sprott, Associate Dean

An advisor of your choice may accompany you to this hearing. You may submit additional written statements in advance of the hearing for the Board to review. You may have witnesses called on your behalf, however you are responsible for informing them of the time, date and location of the hearing. <u>If you have witnesses, you must inform my office of their name, address, telephone number and a written statement</u> if they have not already provided one to our

office no later than 5:00 p.m. on Thursday, April 8, 2010. Witnesses will not be allowed unless they provide a statement prior to the hearing.

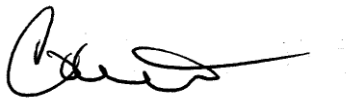
Because you have been served with a Trespass Admonition you will need to contact the WSU police to receive and escort to and from the hearing site. Please call 335-8548 during business hours to arrange assistance.

David, in order to prepare for the hearing you may wish to review the contents of your conduct file. Please call 509-335-5757 to arrange to meet with me to go over your file and answer any questions you may have. Enclosed you will find a copy of the conduct hearing procedure for your review.

Please be advised that according to WAC 504-26-403(6), if you fail to appear at the hearing after proper notice, the hearing may proceed in your absence and a decision will be made on responsibility and sanctions, if appropriate. According to WAC 504-26-305(1), you have the right to remain silent when charged with any act that may be a violation of criminal law.

Please contact my office if you have questions.

Sincerely,



Christian Wuthrich, Ph.D.
Dean of Students

C:
File